



S008212%\$%2005

2003, 2004, 2005

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

**Please Complete and Return This Form by JULY 1, 2005.**

**\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

**Owner of Record:** NESTOR ENTERPRISES - EL RIO VINEYARDS;

2005 MAR 27 P. 1:03

01  
S008212%\$%2005

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

**NESTOR ENTERPRISES - EL RIO VINEYARDS**  
**C/O GARY PATTERSON**  
**13852 E PELTIER RD**  
**ACAMPO, CA 95220**

STATEMENT NO.: S008212  
CONTACT PHONE NO.: (209)727-5092

**Source Name:** MOKELUMNE RIVER

**Tributary To:** SAN JOAQUIN RIVER

**County:** San Joaquin

**Diversion Within:** SW1/4 of SW1/4 Section 19, T04N, R08E, MB&M

**Year of First Use:** 1914

**Parcel Number:**

A. **Water is Used Under:** Riparian claim \_\_\_\_\_ Pre-1914 right X Other (explain): \_\_\_\_\_

B. **Year of First Use:** (Please provide if missing above) \_\_\_\_\_

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons			Million Gallons (MG)				Acre-feet (AF)			Other			Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2003			X	X	X	X	X	X	X				
2004			X	X	X	X	X	X	X				
2005			X	X	X	X	X	X	X				

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 374 acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_;

Other (specify) \_\_\_\_\_

E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.) NONE

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES X NO \_\_\_\_\_  
Describe any water conservation efforts you have initiated: DRIP IRRIGATION

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES \_\_\_\_ NO X.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:  
Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:  
Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_ NO \_\_\_\_.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_ NO X.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_ NO \_\_\_\_.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: MARCH 22, 2006 at ACAMPO, California

SIGNATURE: GARY PATTERSON

PRINTED NAME: GARY PATTERSON  
(first name) (middle initial) (last name)

COMPANY NAME: NESTOR ENTERPRISES

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
	<u>NOTE: THIS LAND ALSO RECEIVES WATER</u>
	<u>DIVERTED PERSUANT TO LICENSE 111723</u>

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA  
There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



S008212%\$%2002  
2000, 2001, 2002

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information  
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by September 1, 2003.

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: NESTOR ENTERPRISES - EL RIO VINEYARDS;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

NESTOR ENTERPRISES - EL RIO VINEYARDS  
C/O GARY PATTERSON  
13852 E PELTIER RD  
ACAMPO, CA 95220

STATEMENT NO.: S008212  
CONTACT PHONE NO.: (209) 727-5092

FOR ONLINE REPORTING AT  
www.waterrights.ca.gov

USER NAME: S008212  
PASSWORD: D22357

DIV OF WATER RIGHTS  
SACRAMENTO

2003 JUL 15 AM 11:59

STATE WATER RESOURCES  
CONTROL BOARD

Source Name: MOKELUMNE RIVER  
Tributary To: SAN JOAQUIN RIVER  
County: San Joaquin  
Diversion Within: SW1/4 of SW1/4 Section 19, T04N, R08E, MB&M

Year of First Use: 1914  
Parcel Number:

- A. Water is used under: Riparian claim \_\_\_\_\_ Pre 1914 right X Other (explain), \_\_\_\_\_
- B. Year of first use (Please provide if missing above) \_\_\_\_\_
- C. Amount of Use - Enter the amount (or the approximate amount) of water used each month.

Amounts below are: Gallons Acre-feet Other													Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2000			X	X	X	X	X	X	X				
2001			X	X	X	X	X	X	X				
2002			X	X	X	X	X	X	X				

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation 374 acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_;  
Other (specify) \_\_\_\_\_
- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  
NONE
- F. Please answer only those questions below which are applicable to your project.

1. Conservation of water
- a. Are you now employing water conservation efforts? YES X NO \_\_\_\_\_  
Describe any water conservation efforts you have initiated. DRIP IRRIGATION
- b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved.
- Reductions in Diversions:  
yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)
- Reductions in consumptive use:  
yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)
- I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO X
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to wastewater reclamation. YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO X
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to conjunctive use efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 14 JULY 14, 20 03 at ACAMPO, California

SIGNATURE: GARY PATTERSON

PRINTED NAME: GARY PATTERSON  
(first name) (middle init) (last name)

COMPANY NAME: NESTOR ENTERPRISES

If there is insufficient space for your answers, please use the space provided below

ITEM CONTINUATION

NOTE: THIS LAND ALSO RECEIVES WATER  
DIVERTED PURSUANT TO LICENSE 111723

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**  
If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 2000

OWNER OF RECORD: NESTOR ENTERPRISES - EL RIO VINEYARDS

NESTOR ENTERPRISES - EL RIO VINEYARDS  
C/O GARY PATTERSON  
13852 E PELTIER RD  
ACAMPO, CA 95220

STATEMENT NO: S008212



SOURCE: MOKELUMNE RIVER  
TRIBUTARY TO: SAN JOAQUIN RIVER  
COUNTY: SAN JOAQUIN  
DIVERSION

TELEPHONE NUMBER:  
(209) ~~759-9795~~ 727-5092  
YEAR OF FIRST USE: 1914  
PARCEL NO:

WITHIN: SW¼ OF SW¼ SECTION 19, T4N, R8E, MB&M.

- A. Water is used under: Riparian claim \_\_\_\_\_ Pre 1914 right X Other (explain); \_\_\_\_\_
- B. Year of first use (Please provide if missing above) \_\_\_\_\_
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:													Total
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Annual
1997			X	X	X	X	X	X	X				
1998			X	X	X	X	X	X	X				
1999			X	X	X	X	X	X	X				

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation 374 acres, Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_  
Other (specify) \_\_\_\_\_
- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) NONE
- F. Please answer only those questions below which are applicable to your project.

1. Conservation of water
- a. Are you now employing water conservation efforts? YES X NO \_\_\_\_\_  
Describe any water conservation efforts you have initiated: DRIP IRRIGATION
- b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:
- Reductions in Diversions.  
19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)
- Reductions in consumptive use.  
19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)
- I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_ NO X
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19 \_\_\_\_ (af/mg) 19 \_\_\_\_ (af/mg) 19 \_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to wastewater reclamation. YES \_\_\_\_ NO \_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_ NO X
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used.

19 \_\_\_\_ (af/mg) 19 \_\_\_\_ (af/mg) 19 \_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to conjunctive use efforts. YES \_\_\_\_ NO \_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 21 MARCH 2000 at ACAMPO, California

SIGNATURE: Gary Patterson

PRINTED NAME: GARY (first name) PATTERSON (last name)

COMPANY NAME: NESTOR ENTERPRISES

If there is insufficient space for your answers, please use the space provided below

ITEM CONTINUATION

NOTE: THIS LAND ALSO RECEIVES WATER DIVERTED  
PURSUANT TO LICENCE 11723.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. BOX 2000, SACRAMENTO, CA 95812-2000  
(916) 657-2170

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999

OWNER OF RECORD: ~~CERES FARM COMPANY~~ Nestor Enterprises ✓

~~EL RIO VINEYARDS~~  
~~C/O RAYMOND LOUIS TONELLA~~  
~~750 SKELLENGER LN~~  
~~NAPA, CA 94558~~

Nestor Enterprises ✓  
c/o Gary Patterson  
13852 East Peltier Road  
Acampo, CA 95220

STATEMENT NO: S008212

SOURCE: MOKELUMNE RIVER  
TRIBUTARY TO: SAN JOAQUIN RIVER  
COUNTY: SAN JOAQUIN  
DIVERSION

TELEPHONE NUMBER: ✓  
(707) 944-2955 (209) 759-9795  
YEAR OF FIRST USE: 1914  
PARCEL NO:

WITHIN: SW¼ OF SW¼ SECTION 19, T4N, R8E, MB&M.

A. Water is used under: Riparian claim \_\_\_\_\_ Pre 1914 right ☒ Other (explain): \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: Gallons \_\_\_\_\_ Acre-feet \_\_\_\_\_ Other \_\_\_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1996			X	X	X	X	X	X	X				
1997			X	X	X	X	X	X	X				
1998			X	X	X	X	X	X	X				

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 374 acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

None

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Describe any water conservation efforts you may have started: Drip Irrigation

b. \_\_\_\_\_

c. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO: X

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. BOX 2000, SACRAMENTO, CA 95812-2000  
(916) 657-2170

- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO X \_\_\_\_\_

- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 30 APRIL, 19 99 at Acampo, California

SIGNATURE: Gary Patterson

PRINTED NAME: Gary Patterson  
(first name) (middle init.) (last name)

COMPANY NAME: Nestor Enterprises

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

Note: This land also receives water diverted pursuant to License 11723.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

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STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. Box 2000  
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE  
INFORMATION SHEET

STATEMENT NO. 5008212

DIVERSION SITE:

OWNER'S NAME

El Rio Vineyards

PARCEL NO.

021-060-04

(FIRST)

(MIDDLE)

(LAST)

PLACE OF USE:

OWNER'S NAME

El Rio Vineyards

(FIRST)

(MIDDLE)

(LAST)

1. PARCEL NO.

021-060-04

2. PARCEL NO.

3. PARCEL NO.

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL  
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER

Managing Consultant for El Rio Vyd's.

NAME

Raymond.

Louis

Tonella

(FIRST)

(MIDDLE)

(LAST)

MAILING ADDRESS

750 Skellenger Lane

Napa

CA

94558

(CITY)

(STATE)

(ZIP)

TELEPHONE NO.

(707)

944

- 2955

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME

(FIRST)

(MIDDLE)

(LAST)

MAILING ADDRESS

(CITY)

(STATE)

(ZIP)

TELEPHONE NO.

( )

2. NAME

(FIRST)

(MIDDLE)

(LAST)

MAILING ADDRESS

(CITY)

(STATE)

(ZIP)

TELEPHONE NO.

( )

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR  
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL  
INFORMATION BOX.

PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

12/19/95

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S008212  
OWNER OF RECORD: CERES FARM COMPANY

EL RIO VINEYARD  
13852 EAST PELTIER ROAD  
ACAMPO, CA 95220

SOURCE: MOKELUMNE RIVER  
TRIBUTARY TO: SAN JOAQUIN RIVER  
COUNTY: SAN JOAQUIN  
DIVERSION  
WITHIN: SW¼ OF SW¼ SECTION 19, T4N, R8E, MDB&M.

STATE WATER RESOURCES CONTROL BOARD  
DIV. OF WATER RIGHTS  
SACRAMENTO  
1995 MAY -1 PM 3:05

TELEPHONE NUMBER:  
(707) 944-2955  
YEAR OF FIRST USE: 1914  
PARCEL NO: 021-060-04

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

- This Form:*
- A. Water is used under: Riparian claim ☒; Pre 1914 right \_\_\_\_\_; Other (explain) appropriative rights  
License # 11728  
6/4/13
- B. Year of first use (Please provide if missing above) \_\_\_\_\_
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☒ Gallons ☐ Acre-feet ☐ (other) \_\_\_\_\_

<u>Riparian</u>	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992						✓	✓	✓	✓	✓			
1993						✓	✓	✓	✓	✓			
1994						✓	✓	✓	✓	✓			

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation 374 acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_  
Other (specify) \_\_\_\_\_

\*\*\* CONTINUE ON BACK PAGE \*\*\*

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

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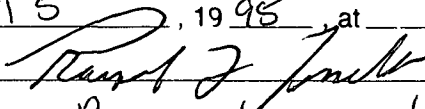
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- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

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I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: April 5, 1995, at Napa, California  
SIGNATURE:   
PRINTED NAME: Raymond Louis Tonella  
(FIRST NAME) (M. NAME) (LAST NAME)  
COMPANY NAME: EL RIO VINEYARDS

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"  
"Information Pertaining to Water Rights in California"  
"Water Rights for Stockponds Constructed Prior to 1969"  
"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 008212

CERES FARM COMPANY ~~INVESTOR ENTERPRISES~~ ~~EL RIO VINEYARDS~~  
C/O EL RIO VINEYARD  
13852 EAST PELTIER ROAD  
ACAMPO, CA 95220

TELEPHONE NUMBER:

~~(415) 428-1090~~  
Ranch (209) 727-5702  
Business (707) 944-2955

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: MOKELUMNE RIVER

TRIBUTARY TO: SAN JOAQUIN RIVER

COUNTY: SAN JOAQUIN

YEAR OF FIRST USE: 1914

DIVERSION

WITHIN: SW1/4 OF SW1/4 SECTION 19, T04N, R08E, MDB&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right \_\_\_\_\_; Other (explain) \_\_\_\_\_

B. Year of first use (Please provide if missing above) 1914

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) \_\_\_\_\_

JAN. FEB. MAR. APR. MAY JUNE JULY AUG. SEPT. OCT. NOV. DEC. TOTAL ANNUAL

1991	✓	✓										✓	30-33
1992	✓	✓										✓	30-33
1993	✓	✓										✓	30-33

(Season includes DEC-JAN-FEB)

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 375 acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_

Other (specify) Frost protection - 375 acres

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. If part of the water, listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: April 15, 19 94, at Napa, California

Signature: Ray J. Jank

MAY 18 1994

1993

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